

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 200 be amended to read as follows:

- 1 Page 9, between lines 18 and 19, begin a new paragraph and insert:
2 "SECTION 16. IC 13-20-2-4.5 IS ADDED TO THE INDIANA
3 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2008]: **Sec. 4.5. (a) Before an original permit**
5 **for the construction or operation of a landfill that is or may be**
6 **located in a county that does not zone under IC 36-7-4 may be**
7 **granted, the applicant must submit a bond:**
8 **(1) to the department; and**
9 **(2) in an amount that is equal to the projected annual gross**
10 **income of the landfill.**
11 **(b) The department shall hold a bond submitted to the**
12 **department under subsection (a) for three (3) years after the date**
13 **the landfill is closed.**
14 SECTION 17. IC 13-20-2-5 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 5. The commissioner
16 may deny an application for an original permit for the construction or
17 operation of a landfill if:
18 **(1) the commissioner finds that:**
19 ~~(1)~~ **(A)** the applicant does not have a positive net worth of at
20 least two hundred fifty thousand dollars (\$250,000); or
21 ~~(2)~~ **(B)** there is at least one (1) unsatisfied and nonappealable
22 judgment requiring the payment of money by the applicant; **or**
23 **(2) the applicant fails to submit a bond to the department as**
24 **required under section 4.5 of this chapter."**

- 1 Renumber all SECTIONS consecutively.
 (Reference is to ESB 200 as printed February 22, 2008.)

Representative Grubb